

1637
PATENT

Attorney Docket No. FORS-04447

RECEIVED

APR 1 2002

TECH CENTER 1600/2900

In re Application of: Michael W. KAISER *et al.*
Serial No.: 09/684,305
Filed: 10/06/00
Entitled: IMPROVED CLEAVAGE AGENTS

Group No: 1637
Examiner: Fredman

AMENDMENT TRANSMITTAL

BOX NON FEE AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)	
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.	
Dated: <u>March 13, 2002</u>	By: <u>Mary Ellen Waite</u> Mary Ellen Waite

Sir or Madam:

Transmitted herewith is an amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	34	—	34	0	×	18.00	\$0.00
Independent Claims	3	—	3	0	×	80.00	\$0.00

TOTAL DUE 0.00

1. No additional fee is required.
2. Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: March 13, 2002By: David A. Casimir

David A. Casimir
Registration No. 42,395

MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94105
415/904-6500



MAD

Serial No.: _____

MC File No.: FORS - 4447

By: DAC2
MEW

In The Matter of the Application Of: KAISER et al.


Date Mailed: 10-6-00

Due Date: _____

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

- ☐ Design Patent Application _____ Pages
☐ Plant Patent Application _____ Pages
☐ Prov. Patent Application _____ Pages
☒ Utility Patent Application 340 Pages
 ☒ DIV ☐ CONT
 ☐ CIP ☐ CPA
☐ U.S. Nat'l. Entry
☐ Information Disclosure Statement
☐ Form PTO-1449 and Copies of _____
 References Contained Thereon
☐ Form PTO-1533 (Not. of Missing Parts)
☐ Certificate Re: Sequence Listing
☐ Sequence Listing in Paper Copy and on
 Computer Readable Diskette
☐ Form PTOL-85B (Issue Fee Transmittal)
☐ Form PTO-1050 (Cert. of Correction)
☐ Maintenance Fee Transmittal Form
☐ Reexamination Request

- ☐ Trademark Application
☐ ITU Trademark Application
☐ Statement of Use
☐ Trademark Renewal Application
☐ Section 8 & 15 Affidavits
☐ Specimens
☒ Declaration/Oath/Affidavits
☒ Drawings: 127 Sheet(s)
 ☐ Formal ☐ Informal
☒ Power of Attorney by [signature]
☐ Form PTO-1594/1595
☐ Assignment
☒ Small Entity Declaration PRELIM
☒ Amendment/Response
☐ Extension of Time Req.: _____ Month(s)
☐ Notice of Appeal
☐ Appeal Brief
☐ Petition _____

- ☐ PCT Application _____ Pages
☐ Chapter II Demand
☐ Authorization of Agent
☒ Transmittal Letter ☒ Duplicate
☐ Certificate of Mailing
☒ Cert. of Express Mailing Label No. EL 65877 38545
☒ Check(s): \$ _____
☒ Deposit Account Authorization
☐ _____
☐ _____
☐ je931 U.S. PTO
☐ 09/684305
☐ 
☐ 10/06/00



PATENT
Attorney Docket No. FORS-04447
RECEIVED
APR 1 2002

In re Application of: Kaiser *et al.*

Serial No.: 09/684,305

Filed: 10/06/00

Entitled: **IMPROVED CLEAVAGE AGENTS**

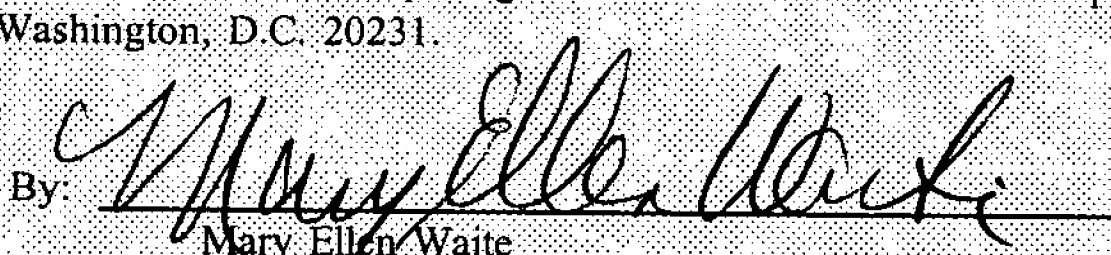
Group No.: 1637

Examiner: JN Fredman

TECH CENTER 1600/2900

RESPONSE TO RESTRICTION REQUIREMENT MAILED FEBRUARY 21, 2002


Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)	
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Dated: <u>March 13, 2002</u>	By:  Mary Ellen Waite

Sir:

The following communication is responsive to the Restriction Requirement in the Office Action mailed February 21, 2002 for patent application serial number 09/684,305. Applicants note that the present restriction requirement is directed to Claims 1-52, which were cancelled in a preliminary amendment filed with the present application (attached hereto is a copy of the preliminary amendment and return receipt postcard showing receipt by the PTO). Therefore, Applicants are unable to respond to the Examiner's Restriction Requirement as none of the pending claims have been examined. Should the Examiner believe that a telephone interview would aid in the prosecution of this application, Applicants encourage the Examiner to call the undersigned collect at (608) 218-6900.

Dated: March 13, 2002


David A. Casimir
Registration No. 42,395

MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94015



~~COPY OF PRE AMEND A~~

PATENT #6
Attorney Docket No. FORS-04447

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kaiser *et al.*

Serial No.:

Filed:

Entitled:

Group No.:

Examiner:

IMPROVED CLEAVAGE AGENTS

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)	
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Dated: <u>October 6, 2000</u>	By: <u>Mary Ellen Waite</u> Mary Ellen Waite

Sir:

The following communication is responsive to the Restriction Requirement in the Office Action mailed May 9, 2000 for patent application serial number 09/308,825. In the restriction requirement, the Examiner restricted the claims into three groups: Group I, Claims 1, 2, 6, 7, 22-26, and 46-52; Group II, Claims 3-5 and 8-21; and Group III, Claims 27-45. Applicants elected group I for prosecution with patent application serial number 09/308,825. The present Divisional Application is directed to the claims in Group III (*i.e.*, Claims 27-45).

IN THE CLAIMS

Please cancel Claims 1-52.

Please add the following claims:

53. A method for treating nucleic acid, comprising:
- a) providing:
 - i) a purified archael FEN-1 endonuclease; and
 - ii) a nucleic acid substrate;